

Before the
Federal Communications Commission
Washington DC 20554

In re Petition of)	
)	
Corr Wireless Communications, L.L.C.)	CC Docket 94-102
For waiver of the Requirements of)	
Section 21.18 of the Commission's Rules)	
Regarding the Provision of E-911 Service)	

To: Chief, Wireless Telecommunications Bureau

**AMENDMENT TO
PETITION FOR WAIVER**

Corr Wireless Communications, LLC ("Corr"), by its attorneys, hereby amends its June 22, 2001 petition for waiver in this matter to reflect recent developments since the beginning of last summer. Except as set forth below, Corr's waiver request is unchanged. This amendment is filed pursuant to the Public Notice issued by the Commission on October 12, 2001¹ and the subsequently issued Guidelines.² The Commission there indicated that small wireless carriers such as Corr could amend their pending waiver requests up to November 30, 2001. The Commission further indicated that the amended or supplemented waiver request could be filed electronically and could be deemed a consolidated amendment to its November 9, 2000 report on its planned implementation of E-911 plans. This Amendment should be so construed.

Corr's original Petition stressed the facts that handset solutions were unavailable to TDMA carriers such as itself, that all available network solutions were prohibitively expensive,

¹*Commission Establishes Schedule for E911 Phase II Requests by Small and Mid-Sized Wireless Carriers*, FCC 01-302 (rel. Oct. 12, 2001).

²DA 01-2459, rel. Oct. 19, 2001.

and that a more graduated phase-in of Phase II targeted at the areas of greatest demand would best serve the public interest within the economic constraints of smaller carriers. These factors all remain very powerful drivers of the E-911 implementation schedule. Taking into account the Commission's recent actions with respect to the larger wireless carriers, Corr supplements its waiver request in the following respects:

1. Like AT&T Wireless, Corr has been unable to confirm that the Grayson system on which it plans to rely will meet the FCC's accuracy requirements. The vendor warrants that it will be compliant, and at this point, in the absence of any viable alternative, Corr must rely on that warranty.

2. Corr's original Petition called for a phase-in of Phase II service based on providing service to the cell sites where the potential demand for such service is likely to be greatest. We continue to believe that approach best serves the public interest. As of June, 2001, Corr had received three unverified requests from PSAPs for Phase II service. In the intervening months, it has received no additional requests. We note that the Commission has adopted verification procedures to ensure that Phase II service is properly requested by PSAPs which are duly equipped to handle such calls, and our commitments to provide service to requesting PSAPs should be read to refer to PSAPs whose requests are properly verified as valid under the procedures outlined by the Commission. Corr therefore proposes to implement Phase II on the following schedule:

- Acquisition of switch infrastructure necessary to handle Phase II within sixty (60) days of Commission action on this waiver request.

- Provision of Phase II service to the cell sites which, in total, complete at least 35% of the 911 calls in any jurisdiction for which a PSAP has properly requested service, by the later of

9 months from the PSAP request or 9 months from the Commission's action on this waiver request.

- Provision of Phase II service to the cell sites which, in total, complete at least 50% of the 911 calls in any jurisdiction for which a PSAP has properly requested service by the later of 12 months from the PSAP request or 12 months from the Commission's action on this waiver request.

- Provision of Phase II service to the cell sites which, in total, complete at least 75% of the 911 calls in any jurisdiction for which a PSAP has properly requested service by the later of 18 months from the PSAP request or 18 months from the Commission's action on this waiver request.

Under this plan, Corr can be expected to be providing Phase II service to the areas with the greatest need by the end of next year, with the areas of less demand gradually coming on line over the following nine months. This timetable would put Corr several months behind the largest carriers in terms of the dates of implementation, but that lag time is more than justified by the considerably greater obstacles which the smallest carriers must overcome in order to provide service at all. These obstacles were set forth in Corr's original petition. Briefly, it is indisputable that small rural carriers (1) have a much higher per capita cost to provide the service, (2) have greater technical difficulties in achieving the accuracy rates prescribed by the rules, (3) have a smaller customer base from which to recover the costs, and (4) are less able to demand necessary system components from equipment suppliers. These are the very kinds of historically constant truths by which the Commission and Congress have consistently and universally recognized a need to treat rural telcos differently from larger urban carriers. E-911 is no different. All of these factors suggest that Corr and other rural carriers merit a slightly more graduated relief than

that which has been accorded the largest carriers. Corr's waiver request is an attempt to adhere to these principles while not losing sight of the objective of providing broad E-911 coverage to the greatest extent feasible.

For the reasons set forth in its original Petition and as clarified above, Corr respectfully requests that the provisions of Section 20.18 of the Commission's rules be waived to permit the modified compliance schedule proposed herein.

Respectfully submitted,

CORR WIRELESS COMMUNICATIONS, LLC.

By _____
Donald J. Evans

Fletcher, Heald & Hildreth, PLC
1300 North 17th Street, 11th Floor
Arlington, VA 22209
703-812-0400

November , 2001 Its Attorney

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